

329-3444 (Voice) or TTY at 711 or 1-800-833-6388.

Public Comment Period: November 24, 2003 - December 29, 2003

Draft Consent Decree to Settle - Philip Services Corporation/Burlington Environmental, Inc. Liability with the Washington State Department of Ecology, et al.

The Washington State Department of Ecology invites you to read and comment on a draft Consent Decree.

The draft Consent Decree is a legal agreement between Philip Services Corporation (PSC) and its wholly-owned subsidiary, Burlington Environmental, Inc., and the State of Washington to settle PSC's cleanup liability under the Model Toxics Control Act. PSC filed for Chapter 11 Bankruptcy on June 2, 2003. Because of PSC's pending Chapter 11 Bankruptcy, the Consent Decree is proposed for entry in the United States Bankruptcy Court for the Southern District of Texas.

Ecology has been overseeing cleanup at several sites affected by this Consent Decree. This Consent Decree settles PSC's responsibility for these cleanups. Other companies and entities are already involved with these cleanups and their responsibility for cleanup at these sites remains. The sites are:

- **Landsburg Mine Site**, Sections 24 and 24, T22N, R6E, near Ravensdale, WA
- **Pasco Sanitary Landfill**, 1901 Dietrich Road, Pasco WA
- **Pier 91**, 2001 West Garfield Street, Seattle WA

If ten (10) or more persons request a public hearing, Ecology will schedule a hearing to receive comments on this proposed Consent Decree. Please submit your comments or request for a public hearing to Stacie Singleton at:

By letter or email:

Washington State Department of Ecology
Hazardous Waste & Toxics Reduction
PO Box 47600
Olympia, WA 98504-7600
Tel 360-407-6708 Fax 360-407-6715
Email: ssin461@ecy.wa.gov

For hand delivery:

Washington State Department of Ecology
Hazardous Waste & Toxics Reduction
300 Desmond Drive
Olympia, WA 98504-7600

Comments may be submitted from November 28, 2003 through December 27, 2003.
The Consent Decree may be reviewed at the following locations:

- WA Department of Ecology, Eastern Regional Office, 4601 N. Monroe, Spokane, WA 99205-1295 509-329-3415
- WA Department of Ecology, Northwest Regional Office, 3190 160th Ave. SE, Bellevue, WA 98008-5452 425-649-7190
- Black Diamond Library, 24301 Roberts Drive, Black Diamond, WA 98010 360-886-1105
- Mid-Columbia Library - Pasco, 1320 W. Hopkins Street, Pasco, WA 99301 509-545-1019
- Seattle Public Library - Central (Business/Government/Languages, 3rd Floor), 800 Pike Street, Seattle, WA 98101 206-386-4636
- Seattle Public Library - Queen Anne, 400 W. Garfield Street, Seattle, WA 98119 206-386-4227
- Seattle Public Library - Magnolia, 2801 34th Ave. W Seattle, WA 98199 206-386-4225
- Department of Ecology Website:
<http://www.ecy.wa.gov/programs/hwtr/foia/index.html>

If you want to obtain documents in an alternate form, contact Stacie Singleton at the address above or at 360-407-6708 (voice) or via the Washington Relay Service at 711 or (800) 833-6388 (TTY).

Public Comment Period - November 28 - December 27, 2003

VOLUNTARY CLEANUP PROGRAM

Through its Voluntary Cleanup Program, Ecology provides services to individuals cleaning up contaminated sites. For a fee, Ecology staff will review an independent cleanup report(s) and provide a written decision about the adequacy of the cleanup actions taken and described in the report. Upon a satisfactory review, a site (or just that phase of the cleanup) may receive a "No Further Action" decision from Ecology. The following reviews have been completed and decisions rendered.

BENTON COUNTY

Site Name: Rite Aid 5318

Site Address: 1549 George Washington Way, Richland, WA

Decision: Further Action Required

CHELAN COUNTY



Judi Schwarz

12/01/2003 12:40 PM

To: Beverly Gaines/R10/USEPA/US@EPA, Peter
Contreras/R10/USEPA/US@EPA

cc:

Subject: Pasco Landfill and bankruptcy

Peter and Bev - Take a look at the item about half way down regarding the draft consent decree for Phillips/Burlington Environmental. One of the sites being affected is the Pasco Landfill, which is an NPL site. I don't know whether or not any one in ORC is involved in this - nor if they need to be.

Thanks.

----- Forwarded by Judi Schwarz/R10/USEPA/US on 12/01/2003 12:36 PM -----



"Fisher, Teri"
<TFIS461@ECY.WA.
GOV>

12/01/2003 11:48 AM

Please respond to
"Fisher, Teri"

To: SITEREGISTER@listserv.wa.gov

cc:

Subject: Attached is the November 30, 2003 Site Register

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**November 26, 2003 Department of Ecology, P.O. Box 47600, Olympia WA 98504-7600 Issue
97-38**

This periodic publication alerts the public to the availability of reports, public comment periods, and other activities related to the study and cleanup of hazardous waste sites under Chapter 70.105D RCW, the MODEL TOXICS CONTROL ACT, and in accordance with WAC 173-340-600.

*Direct questions regarding SITE REGISTER circulation to Teri Fisher at
(425) 649-4446 or
tfis461@ecy.wa.gov.*

*Ecology's telecommunications device for the deaf (TTY) numbers are: Headquarters 711 or
(800) 833-6388.*

The Department of Ecology is an Equal Opportunity Employer.

Publication #03-09-041A

**Ecology Proposes to Remove Site from Hazardous Sites List - Briggs Nursery
Debris Field, 4407 Henderson Boulevard SE, Olympia, Washington - Thurston County.**

Ecology proposes to remove from the Hazardous Sites List the Briggs Nursery Debris Field.

Briggs Nursery Debris Field is a small part of the 120-acre Briggs Nursery, an active wholesale nursery. The 5-acre site had pesticide-contamination above cleanup standards in site soil and sediment. In August 2002, the site was ranked on the Hazardous Sites List as a 2 (1 being high priority relative to other statewide sites; 5 being low).

Site cleanup included investigating the extent of buried solid waste and pesticide-contaminated soil and sediment; excavating and disposing of buried solid waste; removing contaminated soil and sediment; preventing erosion and stormwater run-off; sampling soil and sediment to confirm that contamination has been removed. Removing the source of contamination effectively cleaning up the site.

The supporting Documentation is available for review at the following locations:

Washington Department of Ecology
Southwest Regional Office

Olympia Timberland Library
313 8th Avenue SE

300 Desmond Drive SE
P. O. Box 47775
Olympia, WA 98504-7775

Olympia, WA 98501-9300
(360) 352-0595

For More Information, please contact Lisa Pearson at (360) 407-6261 or e-mail lpea461@ecy.wa.gov.

**PUBLIC COMMENT PERIOD: October 21, 2003 -
November 21, 2003**

Agreed Order for RI/FS Proposed, SEPA Early Scoping Notice

The Washington State Department of Ecology (Ecology) is providing an opportunity for the public to comment on the Agreed Order for a Remedial Investigation/Feasibility Study (RI/FS) of petroleum contaminated soil and groundwater at the Ken's Auto Wash site located at 1013 East 10th Avenue, Ellensburg, WA. Ecology would also like to provide the public an opportunity to participate in the SEPA (State Environmental Policy Act) early scoping process to help identify environmental issues that need to be evaluated at this site.

To determine the extent and degree of contamination remedial excavation activities were conducted at the site in an effort to remove petroleum contaminated soil (October/November 2000). A large volume of soil was excavated; however, residual contaminated soil contains high levels of petroleum hydrocarbons which continue to contaminate groundwater on and off site. Free petroleum product has been detected in one groundwater monitoring well onsite. Groundwater monitoring and soil sampling continues at this site.

Supporting documentation is available for review at the following locations: